

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA**

STATE OF LOUISIANA, ET AL.)
Plaintiffs,)
v.)
JOSEPH R. BIDEN, JR., in his official capacity)
as President of the United States, ET AL.)
Defendants.)

) Case No. 2:21-cv-00778
) Honorable Judge Terry A. Doughty
) Magistrate Judge Kathleen Kay

DEFENDANTS' MOTION TO DISMISS

Pursuant to Federal Rule of Civil Procedure 12(b), Defendants move to dismiss all claims in Plaintiffs' Complaint other than Count VI, and to dismiss the President of the United States of America as a defendant, for the reasons stated in the attached memorandum.

Respectfully submitted this 7th day of June, 2021.

JEAN E. WILLIAMS
Acting Assistant Attorney General
Environment & Natural Resources Division
U.S. Department of Justice

/s/ Thomas W. Ports, Jr.
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Counsel for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on June 7, 2021, I filed the foregoing document electronically through the CM/ECF system, which caused all parties or counsel of record to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

/s/ *Thomas W. Ports, Jr.*
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